

Panaji, 21st September, 2017 (Bhadra 30, 1939)

SERIES I No. 25

OFFICIAL GAZETTE

GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

NOTE

There are two Extraordinary issues to the Official Gazette, Series I No. 24 dated 14-9-2017 as follows:—

(1) Extraordinary dated 14-9-2017 from pages 1339 to 1366 from Department of Finance, Not. No. 38/1/2017-Fin(R&C)(13)/2357 regarding the Goa Goods and Services Tax (Sixth Amendment) Rules, 2017.

(2) Extraordinary No. 2 dated 20-9-2017 from pages 1367 to 1368 from Department of Law & Judiciary (Legal Affairs Division) Not No. 7/22/2017-LA regarding the Goa Information Technology Development (Amendment) Act, 2017.

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GOVERNMENT OF GOA

Department of Agriculture

Directorate of Agriculture

Notification

3/5/EXTN/137/2017-18/D.Agr/407

Ref.: (1) Notification No. 3/4/ISA/2008-09/D.
Agri/353 dated 2-3-2009 published in
Official Gazette, Series I No. 51 dated
19-3-2009.

(2) Notification No. 3/4/Agron/ISA/8/
/2012-13/D.Agr/130 dated 5-9-2012

published in Official Gazette, Series I
No. 24 dated 13-9-2012.

(3) Notification No. 3/4/Agron/8/2013-
-14/D.Agr dated 18-6-2013
published in Official Gazette,
Series I No. 12 dated 20-6-2013.

(4) Notification No. 3/4/Agron/8/2013-
-14/D.Agr dated 3-7-2014 published
in Official Gazette, Series I No. 15
dated 10-7-2014.

(5) Notification No. 3/4/Agron/8/2015-
-16/D.Agr/86 dated 8-6-2015 publi-
shed in Official Gazette, Series I No. 12
dated 8-6-2015.

(6) Notification No. 3/5/EXTN/137/2016-17/D.Agr/383 dated 20-9-2016 published in Official Gazette, Series I No. 26 dated 29-9-2016.

(7) Notification No. 3/5/EXTN/137/2016-17/D.Agr/382 dated 20-9-2016 published in Official Gazette, Series I No. 26 dated 29-9-2016.

Government is pleased to extend the scheme, "Interest subsidy on loans for Agriculture and Allied Activities" for further period of one year w.e.f. 1-4-2017 to 31-3-2018 as per the Notification referred at Sr. No. 1 and subsequent amendment referred at Sr. No. 7.

The expenditure for the scheme shall be debited to Budget Head:

1. 2401—Crop Husbandry; 00—; 800—Other Expenditure; 07—Interest; subsidy on loans for Agriculture and Allied Activities (P); 33—Subsidies for claims of Agriculture.

2. 2403—Animal Husbandry; 00—; 101—Veterinary Services and Animal Health; 12—Interest subsidy scheme for Agriculture and Allied Activities (P); 33—Subsidies for claims of Animal Husbandry and Veterinary Services and

3. 2405—Fisheries; 00—; 103—Marine Fisheries; 07—Interest subsidy on loans for Agriculture and Allied Activities(P)(A); 33—Subsidies for claims of Fisheries Activities.

This issues with the concurrence of the Finance Department vide U. O. No. 1400040937 dated 29-8-2017.

By order and in the name of Governor of Goa.

Ulhas B. Pai Kakode, Director & ex officio Jt. Secretary (Agriculture).

Caranzalem, 12th September, 2017.

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Department of Education, Art & Culture

Directorate of Education

Notification

DE/PLG/RTE/2009/Amendment–Rule/
/2017-18/1356

In exercise of the powers conferred by clause (d) of section 2 of the Right of Children to Free

and Compulsory Education Act, 2009 (Central Act No. 35 of 2009), the Government of Goa hereby specifies the child living with or affected by HIV as a child belonging to disadvantaged group.

This Notification shall come into force with immediate effect.

By order and in the name of Governor of Goa.

G. P. Bhat, Director & ex officio Jt. Secretary (Education).

Porvorim, 12th September, 2017.

Notification

DE/Accts/Bal Rath/2016-17/2015

Read: Notification No. DE/Acad/Bal Rath/2012-13/2642 dated 01-10-2012.

Sub.: Demands of Bal Rath Drivers and Attendants.

In the XIth Cabinet Meeting of Council of Ministers held on 19-07-2017, it is resolved to—

(1) Increase the remuneration paid to the Bal Rath Drivers by 10%, thereby increasing existing monthly honorarium from Rs. 10,000/- to Rs. 11,000/- per month.

(2) Increase the remuneration paid to the Bal Rath Attendants/Cleaners by 10%, thereby increasing existing monthly honorarium from Rs. 5,000/- to Rs. 5,500/- per month.

The above is partially modified to the point No. 7 (iii) of Notification No. DE/Acad/Bal Rath/2012-13/2642 dated 01-10-2012 and all other content of the Notification remain unchanged. This shall be effective from the date of publication of this Notification.

By order and in the name of the Governor of Goa.

G. P. Bhat, Director & ex officio Joint Secretary (Education).

Porvorim, 15th September, 2017.

Department of Finance

Office of Commissioner Commercial Taxes

Trade Circular

(No. 1 of 2017-18)

CCT/26-2/2017-18/2422

After implementation of the Goods and Services Tax Acts by the Centre and all the States including the State of Goa and all Union Territories with effect from 01-07-2017, representations have been received from various quarters seeking clarification on different aspects of the Central Sales Tax Act, 1956 (hereinafter called as "the CST Act") such as Liability, Return, Registration and the eligibility to make inter-State purchase of goods against Form C. The issues raised in the representations have been examined and clarification as given below is hereby issued for information of all concerned.

1. In the Constitution (One Hundred and First Amendment) Act, 2016 which paved the way for enactment of the GST Acts (i.e. the Central GST Act, the State/Union Territories GST Acts and Integrated GST Act), powers of the States and the Union of India to levy tax on sale of six goods i.e. (i) Alcoholic liquor for human consumption, (ii) Petroleum crude, (iii) High speed diesel, (iv) Motor spirit (commonly known as petrol), (v) Natural gas and (vi) Aviation turbine fuel has been retained whereas all other goods have been subjected to levy of GST under the GST Acts.

2. Consequent upon such amendment of the Constitution, the CST Act and the Goa Value Added Tax Act, 2005 (hereinafter called as "the GVAT Act") have also been amended. In the amended CST Act and GVAT Act, the word "Goods" means only the aforesaid six goods which are not subjected to levy of GST. Therefore, post-amendment the provisions of the CST Act as well as the GVAT Act are now applicable to these six goods only.

3. As a result, the dealers dealing in goods other than these six goods have ceased to be the dealers for the purpose of the amended CST Act with effect from 01-07-2017 (date from

which the amendment of clause (d) of section of the CST Act is made effective). Dealers making inter-State sale of any goods other than these six goods have ceased to be liable to pay tax under the CST Act with effect from 01-07-2017 and hence they need not file any return under the CST Act. The registration granted earlier under sub-section (1) of section 7 of the CST Act to such dealers, whose liability has now ceased, has become infructuous.

4. Some dealers, despite not having liability to pay tax under the CST Act, were registered under sub-section (2) of section 7 of the CST Act because they were earlier liable to pay tax for their sales under the pre-amended GVAT Act. Now, consequent upon amendment of the GVAT Act with effect from 01-07-2017, dealers not selling the aforesaid six goods are no more liable to pay tax under the GVAT Act. Therefore, with the cessation of their liability under the GVAT Act, they are no more eligible for registration under sub-section (2) of section 7 of the CST Act and hence the registration granted earlier in their favour the said sub-section has become invalid.

5. Dealers making inter-State sale of only the aforesaid six goods will continue to be liable to pay tax under the CST Act and the registration granted earlier in their favour under the CST Act will continue to remain valid. They need not apply afresh and can file return as before on the strength of registration granted earlier. **Such dealers can also make inter-State purchase of the aforesaid six goods against Form C only for re-sale or for use in manufacture or processing of any of the aforesaid six goods. New dealers attracting liability on account of inter-State sale of these aforesaid six goods can apply for registration which can be granted to them under sub-section (1) of section 7 of the CST Act.**

6. Dealers liable to pay tax under the GVAT Act on account of intra-State sale of the aforesaid six goods and already registered under the GVAT Act and CST Act as on 30-06-2017, will continue to be so liable and the registration granted under both the Acts will continue to remain valid even after

30-06-2017, subject to the condition that their registration certificate was on force on 30-06-2017. They can make inter-State purchase of any of the aforesaid six goods against Form C only for re-sale or for use in manufacture or processing of any of the aforesaid six goods.

7. New dealers attracting liability on account of sale of the aforesaid six goods or intending to do manufacturing or processing of the aforesaid six goods for sale can apply for registration under the GVAT Act and registration can be granted to such dealers. If any such dealer intends to make inter-State purchase of the aforesaid six goods for re-sale within Goa or for use of such goods in manufacturing or processing of the aforesaid six goods for sale, can apply for registration under both the GVAT Act and CST Act and registration can be granted under both the Acts in such cases.

8. For issue of pending C Forms against transactions made before 01-07-2017 by the registered dealers whose registration under the CST Act has become invalid or infructuous with effect from 01-07-2017, they can apply online by 31-10-2017 in State Commercial Tax Portal for issue of such forms. In such cases, forms will be issued by the jurisdictional officer after due scrutiny and approval of the online application.

9. It is hereby made clear that dealers (including works contractors) who were, till 30-06-2017, making inter-State purchase of Petrol and High Speed Diesel against Form C for use in the manufacture or processing of goods other than the aforesaid six goods or for use in the telecommunication network or for use in mining or for use in the generation or distribution of electricity or any other form of power, have ceased to be the dealers under the CST Act with effect from 01-07-2017 as their liability to pay tax under the amended GVAT Act has ceased with effect from 01-07-2017. As a result, their eligibility for registration under the CST Act has ceased and the registration already granted has become invalid with effect from 01-07-2017.

Consequently, they cannot make inter-State purchase of these aforesaid six goods (Petrol, High Speed Diesel, Petroleum Crude, Natural Gas, ATF and Alcoholic Liquor for Human consumption) against Form C with effect from 01-07-2017.

Dipak M. Bandekar, Commissioner of Commercial Taxes.

Panaji, 14th September, 2017.

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Department of General Administration

Notification

10/4/99-GAC-Part/2880

The Government of Goa is hereby pleased to further amend the Goa Government General Pool Residential Accommodation Allotment Rules, 1995 as follows, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Government General Pool Residential Accommodation Allotment (Tenth Amendment) Rules, 2017.

(2) They shall come into force at once.

2. *Amendment to rule 5.*— In rule 5 of the Goa Government General Pool Residential Accommodation Allotment Rules, 1995 (hereinafter referred to as the “principal Rules”,

The Schedule I therein shall be substituted with following Schedule:—

SCHEDULE - I

Class of House	Level in the Pay Matrix	Plinth areas
A Class I	1	400 square feet
B Class II	2, 3, 4, 5	600 square feet
C Class III	6, 7, 8	770 square feet
D Class IV	9, 10, 11	1130 square feet
E Class V	12, 13	1770 square feet
F Class VI	14, 15, 16, 17, 18	2100 square feet, two servants quarters and 28 square feet garage.

By order and in the name of the Governor of Goa.

Varsha S. Naik, Under Secretary (GA-II).

Porvorim, 18th September, 2017.

Department of Home

Home—General Division

Notification

1/97/2013-HD(G)/2627

In exercise of the powers conferred by clause (s) of section 2 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974), the Government of Goa hereby declares the Economic Offence Cell functioning from and located at the Police Head Quarters, Panaji, Goa, to be a police station exclusively for the purpose of investigation of offences relating to coins and Government stamps, offences against property involving cheating, forgery, misappropriation and criminal breach of trust and offences as mentioned in chapters V, VA, X, XI, XII, XIV, XVII, XVIII, XXI, XXII and XXIII of the Indian Penal Code (45 of 1860) and other connected offences punishable under the Information Technology Act, 2000 (21 of 2000) the copyright Act, 1957 (14 of 1957), the Trade Marks Act, 1999 (47 of 1999), the Reserve Bank of India Act, 1934 (2 of 1934), the Emigration Act, 1983 (31 of 1983), the Passports Act, 1967 (15 of 1967), the Foreigners Act, 1946 (31 of 1946), the Prize Chits and Money Circulation Schemes (Banning) Act, 1978 (43 of 1978) and other allied laws for the time being in force, with jurisdiction over the entire State of Goa.

This Notification shall come into force with immediate effect.

By order and in the name of Governor
of Goa.

Neetal P. Amonkar, Under Secretary (Home).
Porvorim, 10th September, 2017.

Notification

5/5/2008-HD(G)/PSA/Part/2613

Read: (1) Notification No. 5/5/2005-HD(G) dated 14-3-2008, published in the Official Gazette (Extraordinary), Series I No. 50 dated 17-3-2008.

(2) Notification No. 5/5/2005-HD(G)/PSA/14035 dated 5-12-2013, published in the Official Gazette, Series I No. 37 dated 12-12-2013.

In exercise of the powers conferred by section 25 read with clause (f) of sub-section (1) of section 10 of the Private Security Agencies (Regulation) Act, 2005 (Central Act 29 of 2005) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules so as to further amend the Goa Private Security Agencies Rules, 2008, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Private Security Agencies (Second Amendment) Rules, 2017.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Amendment of rule 13.*— In rule 13 of the Goa Private Security Agencies Rules, 2008, for clause (xii), the following clause shall be substituted, namely:—

“(xii) The licensee shall ensure that the person to be employed or engaged as a supervisor or a private security guard other than the person specified in sub-section (3) of section 10 of the Act, is a resident of the State of Goa, for atleast five years:

Provided that atleast 50% of such private security guards and supervisors shall be local residents”.

By order and in the name of the Governor
of Goa.

Neetal P. Amonkar, Under Secretary (Home).
Porvorim, 11th September, 2017.

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Department of Labour

Inspectorate of Factories and Boilers

Notification

VI/FAC-6(L-1)Part-1/IFB-2017/2311

The following draft rules which the Government of Goa proposes to make in exercise of the powers conferred by section 112 of the Factories Act, 1948 (Central Act No. 63 of 1948) so as to further amend the Goa Factories Rules, 1985, are hereby pre-

published as required by section 115 of the said Act, for information of all persons likely to be affected thereby and notice is hereby given that the said draft rules shall be taken into consideration by the Government after the expiry of a period of forty-five days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft rules may be forwarded to the Secretary (Factories and Boilers), Government of Goa, Secretariat, Porvorim, before the expiry of the said period of forty-five days, so that they may be taken into consideration at the time of finalization of the said draft rules.

DRAFT RULES

In exercise of the powers conferred by section 112 of the Factories Act, 1948 (Central

Act No. 63 of 1948) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules so as to further amend the Goa Factories Rules, 1985, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Factories (Fourteenth Amendment) Rules, 2017.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Amendment of rule 6.*— In rule 6 of the Goa Factories Rules, 1985 (hereinafter referred to as the “principal Rules”),—

(i) in sub-rule (2), for the Schedule, the following Schedule shall be substituted, namely:—

“SCHEDULE

Scale of fees payable for licence and annual renewal of licence by Factories

Quantity of H. P. Installed (Maximum H.P.)	MAXIMUM NUMBER OF WORKERS TO BE EMPLOYED ON ANY DAY DURING THE YEAR									
	Upto 9	From 10 to 20	From 21 to 50	From 51 to 150	From 151 to 250	From 251 to 500	From 501 to 1000	From 1001 to 2500	From 2501 to 4000	4001 and Above
	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
Nil	0	330	550	2200	3300	6600	13200	26400	39600	51700
Upto 10	440	880	2200	4400	6600	9900	19800	39600	51700	64900
Above 10 but not above 50	660	2200	3300	6600	9900	13200	26400	48400	59400	71500
Above 50 but not above 100	2200	3300	4400	9900	13200	19800	33000	58300	64900	78100
Above 100 but not above 500	4400	5500	7700	19800	26400	33000	48400	64900	78100	90200
Above 500 but not above 1000	7700	8800	16500	26400	36300	42900	64900	78100	90200	103400
Above 1000 but not above 2000	11000	15400	20900	36300	42900	51700	71500	90200	103400	121000
Above 2000 but not above 5000	15400	20900	36300	42900	51700	71500	90200	103400	121000	132000
Above 5000 but not above 10000	23100	30800	53900	63800	78100	106700	143000	165000	176000	198000
Above 10000	34100	46200	80300	94600	121000	165000	209000	242000	264000	297000

(ii) after sub-rule (2), the following sub-rule shall be inserted, namely:—

“(3) In case of a factory coming within the scope of the Act, where the application for registration and grant of license is made after the commencement of the manufacturing process, the occupier and manager, from the date of commencement of the manufacturing process till the date of submission of application for registration and grant of license, shall be liable to pay additional fee at the rate of two hundred percent of the fees payable per year, as specified in sub-rule (2).”

3. *Amendment of rule 9.*— In rule 9 of the principal Rules,—

(i) in sub-rule (1), for the words “five years”, the words “ten years” shall be substituted;

(ii) in sub-rule (2),—

(a) in clause (a), for the words “five years”, the words “ten years” shall be substituted;

(b) in the second proviso, for the words “five years”, the words “ten years” shall be substituted.

4. *Amendment of rule 143.*— In rule 143 of the principal Rules, after sub-rule (2), the following sub-rule shall be inserted, namely:—

“(2A) Information sent under sub-rule (2) shall be accompanied by a treasury receipt or an invoice for book adjustment, as the case may be, for payment of the fees due to be paid, if any, till the date of closure and a declaration stating that there is no presence of hazardous chemicals in the premises of the closed factory or the said hazardous chemicals have been shifted/disposed off in accordance with the relevant rules in force.”.

By order and in the name of the Governor of Goa.

Vivek P. Marathe, Chief Inspector & ex officio Joint Secretary (Factories & Boilers).

Panaji, 14th September, 2017.

Department of Official Language

Directorate of Official Language

Order

8/27/2013/DOL/Bhasha Vikas Yojana/1039

SCHEDULE “A” UNDER BHASHA VIKAS YOJANA

Sanction of the Government is hereby conveyed to provide the financial assistance to the institutions/literary groups to organize/ conduct the various functions under the Schedule “A” as under:—

(a) *Events*:- Celebration of Rajbhas Dis, National Day, Revolution Day, Opinion Poll Day, Author Day, Goa Statehood Day, Independence Day, Republic Day, Goa Liberation Day etc. in Official Language and other Languages prevalent in Goa.

(b) *Programmes*:- Any programme which satisfies the Directorate of Official Language on awareness of languages in Konkani, Marathi, Hindi & Sanskrit.

(c) *Exhibitions*:- Book Exhibition of the languages such as Konkani, Marathi, Hindi & Sanskrit which supports the Official Language.

(d) Sammellan,

(e) workshops,

(f) discussions,

(g) talks,

(h) *seminars*:- Sammellan, workshops, discussions talks & seminars which will promote and develop the Official Language in Devnagri Script and other languages such as Konkani, Marathi, Hindi & Sanskrit prevalent in Goa. The above items will also help to create awareness among the people from various aspects of Official Language and other supporting languages as well as brings to the knowledge of public regarding the various Government schemes under this item.

(i) *Publication of books including dictionaries etc.*:- Any book written by author of its own on the topics like bibliography, dictionary, glossary, instructional material, writing on linguistic, social, cultural, scientific technological themes and their

translation, old manuscripts and transliterations, children book etc. However, the books on poetry, drama, novels, stories and books, which are already given the grants by any Government departments, autonomous bodies, are not eligible. However, compilations of the essays by the school, colleges etc. are eligible to avail the grants under the item publication of books.

An individual/literary group/eligible institution shall publish the books of author by giving the details of the proposal. The maximum grant will be released upto Rs. 50,000/- which will be scrutinized case-to-case and minimum number of pages are restricted to 100 in A/4 size and shall not more than 14 fonts. The grant to the individual author/eligible institution will be released after printing of books and on submission of the 25 Nos. of copies to this Directorate. The Committee constituted under scheme may frame the criteria, if required. The grantee institution shall utilize the grant for the purpose it is sanctioned. After availing the grant, the grantee institution/individual will have to submit the Utilization Certificate prescribed by the Government.

The above items in schedule "A" have been finalized under section 2 of the scheme Bhasha Vikas Yojana.

This issues with the approval of the Government vide U. O. No. 6814/F dated 07-09-2017.

This order supersedes all the earlier Orders issued under Bhasha Vikas Yojana.

By order and in the name of the Governor of Goa.

Dr. *Prakash Vazrikar*, Director & ex officio Joint Secretary (Official Language).

Panaji, 20th September, 2017.

Order

8/27/2013/DOL/Bhasha Vikas Yojana/1040
SCHEDULE "B" UNDER BHASHA VIKAS YOJANA

Sanction of the Government is hereby conveyed to consider the admissible items under section 7 and sub-section (iv) to release the financial assistance for the items as under:-

1. Rent of ground/venue, structure/ /decoration, electricity.
2. Tea, snacks, food and water.
3. Publicity, Banner, Printing of Certificates, Mementoes/Trophy.
4. Stationery.
5. Cost of performance on certain programme to be decided by Director.
6. Lectures, Honorarium to Writers/ /Speakers, Resource Persons & Comperor/ /Anchor.
7. Flowers, Bouquets, Photography & Videographer.
8. Publication of books which includes printing, vetting, typing, proof reading, cover design, remuneration to the author, publication ceremony etc.
9. Miscellaneous expenditure to be decided by the Head of Department case-to-case basis.
10. None of item from (1) to (9) individually exceed 50% of grant amount.

The above items are admissible under Bhasha Vikas Yojana.

The amount sanction for the above items will be maximum 80% as a Grant-in-aid and 20% on each item shall have to be borne by the grantee institution.

This issues with the approval of the Government vide U. O. No. 6814/F dated 07-09-2017.

This order supersedes all the earlier orders issued under Bhasha Vikas Yojana.

By order and in the name of the Governor of Goa.

Dr. *Prakash Vazrikar*, Director & ex officio Joint Secretary (Official Language).

Panaji, 20th September, 2017.

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